

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 28, 2002, Work Session**

AGENDA ITEM NO.: **7**

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Request for Resources to Support Temporary Detention Order (TDO) Transport**

RECOMMENDATION: Adopt Resolution #R-02-051 to appropriate \$30,000 from the General Fund Reserve for Contingencies for the purchase and outfitting of a vehicle for the transport of TDO patients.

SUMMARY: As directed by Council during its April 9 meeting, additional discussion has been held on the manner of providing transport for patients under a Temporary Detention Order (TDO). Sheriff Gillespie, as indicated in the attached letter, has offered to provide the transports between the hours of 8:00 a.m. and 4:30 p.m. on weekdays. Both the Police Department and the City Manager's Office believe this offer provides a more workable solution and appreciate the Sheriff's offer. Rather than providing the Sheriff with funding for overtime in advance, it was agreed to recommend to Council that overtime expenditures for TDO transport be tracked for both the Police and Sheriff's departments and budget adjustments made on the basis of experience. As of May 14, there had been a total of three TDO transports out of the area.

Both departments feel that providing for the safe and reliable transport of TDO patients requires the acquisition and outfitting of an additional vehicle. They have agreed to share the vehicle. Accordingly, Council is asked to support the purchase of the new vehicle.

PRIOR ACTION(S): March 26, 2002 Work Session; April 9, 2002 Council Meeting: Council asked that further discussions be held with the goal of including the Sheriff's Department.

FISCAL IMPACT: \$30,000 from the General Fund Reserve for Contingencies plus overtime costs.

CONTACT(S): Payne, Bennett, Gillispie

ATTACHMENT(S): Letter from Sheriff Gillispie, Previous Council Report, Resolution

REVIEWED BY:



The City of Lynchburg, Virginia

P. O. BOX 217, LYNCHBURG, VIRGINIA 24505 • (804) 847-1301

OFFICE OF THE SHERIFF

April 29, 2002

Mr. Kimball Payne, City Manager
City of Lynchburg, City Hall
P. O. Box 60
Lynchburg, VA 24505

Dear Mr. Payne:

My desire as Sheriff is to work together with the City of Lynchburg and the Lynchburg Police Department within the means and resources that are available to us in order to carry out our mandated duties. I appreciate your recognition of the limitations of the Lynchburg Sheriff's Office due to past cutbacks of the five vehicles and one city position. As you are aware that the lack of resources or loss of any current resources will further hamper the ability of this office to function at an acceptable level. Had the Sheriff's Office not lost these resources in the recent past this issue would not be the problem it currently is today.

However, in the spirit of cooperation I would like to offer an additional solution to this problem. Even with our current limitations, due to the previous cuts to the Sheriff's Office and their negative effects that I have expressed to you and members of city council, we offer the following solution. The Lynchburg Sheriff's Office will assume "out of town" TDO's and "Arise transports from Centra Health" during normal business hours, which is Monday through Friday from 8:00 a.m. until 4:30 p.m. The Lynchburg Police Department will continue to be responsible for "out of town" TDO's and "Arise transports from Centra Health" after 4:30 p.m. weekdays, on weekends and during holidays. *This solution can only be accomplished if the Sheriff's Office does not lose any more vehicles, staff positions or monies in our current and future budgets. Should any of these be decreased or de-funded the Sheriff's Office will not be able to fulfill this offered solution*

In conjunction with this offer, overtime monies will need to be allocated by the city for deputies who work beyond the 4:30 p.m. duty time and want overtime pay instead of comp-time for services provided. It is feasible for a call to come in at 4:25 p.m. to 4:30 p.m. and two deputies be sent to take the "out of town" TDO several hours away. I feel confident that we can cover these transports, I have mentioned above, for **\$5,000.00 in overtime monies**. This money can be recouped by the city from the monies generated from Senate Bill 693 in order to help defray this additional cost.

I look forward to meeting with you in the near future and trust we can continue to work together for the greater good of our citizens. I would also appreciate your response, at least a week prior to our meeting on May 14, 2002, regarding this second offer in assisting with the TDO problem in order for me to be fully prepared for the meeting.

Sincerely,

Ronald L. Gillispie
Sheriff

RLG/ds

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COUNCIL/MANAGER
OFFICES

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 26, 2002**

AGENDA ITEM NO.:

CONSENT:

REGULAR: **Work Session**

CLOSED SESSION:

(Confidential)

ACTION: X

INFORMATION:

ITEM TITLE: **Request for Resources to Support Temporary Detention Orders (TDO) Transport**

RECOMMENDATION: Appropriate \$30,000 from the General Fund Reserve for Contingencies for the purchase and outfitting of an additional police sedan for the transport of TDO patients.

SUMMARY: State law requires that law enforcement agencies provide for the transport of patients under Temporary Detention Orders (TDO). TDO's are issued by the Magistrate's Office on the recommendation of physicians at the hospital. In most instances TDO transport only involves the transfer of the patient from Lynchburg General Hospital to Virginia Baptist Hospital. Such transports are performed by hospital staff. From time to time, however, due to a lack of bedspace at Virginia Baptist, a patient must be taken to another facility outside of Lynchburg. The nearest facility in Arise, in Forest. Other facilities are located in western Virginia and at Virginia Beach. It is transports to these latter two locations that creates a considerable challenge to the City's resources. For some time, there has been an ongoing discussion between the Centra Health, the Lynchburg Police Department, the Sheriff's Office, the City Attorney and the City Manager's Office in an effort to identify resources and craft procedures to comply with this unfunded state mandate. Resolution proved difficult until the Police Department recently stepped up and developed the attached procedure. We are seeking Council's approval to utilize the General Fund Reserve for Contingencies to purchase and equip one additional vehicle for TDO transports. It is estimated that there may be as many as five (5) TDO transports a month out of the area.

PRIOR ACTION(S): None

FISCAL IMPACT: \$30,000 from the General Fund for Contingencies. There will also be overtime costs involved but they cannot be quantified until we have some experience with the program.

CONTACT(S): Kimball Payne, Colonel Bennett, Walter Erwin

ATTACHMENT(S): Resolution; TDO Transport Procedure

REVIEWED BY:

RESOLUTION

BE IT RESOLVED That \$30,000 is appropriated from the General Fund Reserve for Contingencies for the purchase and outfitting of an additional police sedan for the transport of patients under Temporary Detention Orders (TDO).

Introduced: March 26, 2002

Adopted:

Certified: _____
Clerk of Council

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